

**THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA**

METRO INDUSTRIES, INC., a Nevada
corporation, and INTERMETRO
INDUSTRIES CORPORATION, a Delaware
corporation,

Plaintiffs,

v.

SYSTEMAX, INC., a Delaware corporation,
and GLOBAL EQUIPMENT COMPANY
INC., a New York corporation,

Defendants.

CASE NO.: 3:12-cv-00160-LRH-VPC

**UNOPPOSED MOTION TO EXTEND
TIME TO FILE VERIFIED PETITION
AND DESIGNATION OF LOCAL
COUNSEL AND NOTICE OF
PLAINTIFFS' GRANT OF EXTENSION
FOR DEFENDANTS TO RESPOND TO
PLAINTIFFS' COMPLAINT
(Third Extension)**

AND ORDER THEREON

Plaintiffs METRO INDUSTRIES, INC. and INTERMETRO INDUSTRIES CORPORATION (collectively, "plaintiffs"), by and through their undersigned counsel, respectfully submit this unopposed motion to extend time to file verified petition and designation of local counsel:

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1 1. On March 23, 2012, plaintiffs filed their complaint in the above-entitled
2 action against Defendants SYSTEMAX INC. and GLOBAL EQUIPMENT COMPANY, INC.
3 (collectively, “defendants” and together with plaintiffs, the “parties”).

4 2. Beginning on or about May 9, 2012, the parties have been actively
5 discussing settlement. In June 2012, the parties arrived at a settlement in principal and so
6 informed this Court. The parties have agreed to the settlement agreement and are only awaiting
7 the formality of signature by the respective parties.

8 3. As the process of settlement is virtually complete, the parties seek to avoid
9 needless and inefficient litigation.

10 4. Accordingly, the parties agree that the deadline for defendants to answer,
11 appear or otherwise plead in response to the complaint shall be August 27, 2012.

12 5. The parties further agree that the time to file a stipulation for dismissal, as
13 ordered by the Court on June 28, 2012, (Docket No. 15), shall be extended to August 27, 2012.

14 6. The parties further agree that the date upon which Michael Adler and
15 Dimitra Tzortzatos may file pro hac vice applications (as set on the July 9, 2012 Minute Orders,
16 Docket Nos. 16 and 17) shall be extended to August 27, 2012.

17 7. Defendants have agreed to the contents of this motion.

18 DATED this 27th day of July, 2012.

19 HOLLAND & HART LLP

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 Attorneys for Plaintiffs

ORDER

IT IS SO ORDERED.

DATED this 27th day of July, 2012.



LARRY R. HICKS
UNITED STATES DISTRICT JUDGE